

THURSDAY, APRIL 27, 1905.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Senators Adams, Alford, Bailey, Blount, Brown, Canova, Carter, Clark, Crane, Crews, Davis, Faulkner, Gillen, Harris, Hudson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Wadsworth, Wilson, Zinn.—27.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

Mr. Blount asked that Mr. West be excused for two days.

The request was granted.

### INTRODUCTION OF BILLS.

By Mr. Scott:

Senate Bill No. 164:

A bill to be entitled an act to regulate the holding of festivals for private gain in this State.

Which was read the first time by its title and referred to the Committee on Finance and Taxation.

By Mr. Faulkner:

Senate Bill No. 165:

A bill to be entitled an act to amend Section one thousand four hundred and eighty (1480), Article thirteen (13), Chapter ten (10), of the Revised Statutes of the State of Florida, relating to grounds for divorce.

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Faulkner:

Senate Bill No. 166:

A bill to be entitled an act requiring the deposit of costs by the plaintiffs in suits in common law or chancery, upon commencement of suits, and defining the duties of judges and clerks of court in such cases.

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Canova:

Senate Bill No. 167:

A bill to be entitled an act to prohibit the manufacture and sale of cigarettes and cigarette papers in this State.

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Blount:

Senate Joint Resolution No. 168:

A joint resolution proposing amendments to Article V of the Constitution of the State of Florida, relative to the Judiciary Department.

Which was read the first time by its title and referred to the Committee on Constitutional Amendments.

By Mr. Blount:

Senate Bill No. 169:

A bill to be entitled an act to provide for the sale by guardians of the real estate of their wards.

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Massey:

Senate Bill No. 170:

A bill to be entitled an act to validate certain deeds and mortgages, and to validate certain acknowledgments of conveyances and mortgages, and the validity of such deeds, conveyances and mortgages.

Which was read the first time by its title and referred to the Committee on Judiciary.

# MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives.  
Tallahassee, Fla., April 26, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

## House Bill No. 107:

A bill to be entitled an act to amend Section 36 of Chapter 5106, Laws of Florida, being "an act imposing license and other taxes, providing for the payment thereof, and prescribing penalties for doing business without a license, or other failure to comply with the provisions thereof," approved June 9th, 1903.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 107, contained in the above message, was read the first time by its title and referred to the Committee on Finance and Taxation.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 26, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

## House Bill No. 128:

A bill to be entitled an act to prohibit county treasurers from charging commissions on money borrowed by the county or on money transferred from one fund to another fund.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 128, contained in the above message, was read the first time by its title and referred to the Committee on Finance and Taxation.

## REPORTS OF COMMITTEES.

Mr. Blount, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Committee on Constitutional Amendments to whom was referred—

House Bill No. 62:

A bill to be entitled an act to require proposed Constitutional amendments to be displayed at voting precincts on election days.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

W. A. BLOUNT,  
Chairman of Committee.

And House Bill No. 62, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Blount, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Committee on Constitutional Amendments to whom was referred—

Senate Joint Resolution No. 38:

Being a joint resolution proposing an amendment to Article 5 of the Constitution of the State of Florida relative to the judiciary department.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

W. A. BLOUNT,  
Chairman of Committee.

And Senate Joint Resolution No. 38, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Blount, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Committee on Constitutional Amendments to whom was referred—

Senate Joint Resolution No. 57:

Proposing an amendment of Section 10 of Article 9 of the Constitution of the State of Florida.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

W. A. BLOUNT,

Chairman of Committee.

And Senate Joint Resolution No. 87, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Blount, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Committee on Constitutional Amendments to whom was referred—

Senate Joint Resolution No. 66:

Proposing to amend Section 9 of Article 5 of the Constitution of the State of Florida, relating to the salaries of Justices of the Supreme Court and Circuit Judges.

Have had the same under consideration and recommend that it do pass, with the following amendment, to-wit:

Strike out on line 3 the words "four thousand" and insert the words "three thousand five hundred."

Very respectfully,

W. A. BLOUNT,

Chairman of Committee.

And Senate Joint Resolution No. 66, contained in the above report, together with the amendment, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 58:

A bill to be entitled an act for the relief of J. H. Drummond.

Beg leave to return the same herewith, without recommendation.

Very respectfully,

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 58, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 136:

A bill to be entitled an act to define and limit the term within which writs of error may be sued out in criminal cases.

Beg leave to report that they have carefully considered the same and recommend the adoption of the following amendments:

In Section 1, line 1, after the word "that" strike out the words, "from and after the passage and approval of this act."

Strike out Section 3, and substitute the following:

Section 3. This act shall go into effect on the first day of November, 1905.

Have examined the same and recommend that it do pass as amended.

Very respectfully.

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 136, contained in the above report, together with the amendments, was placed on the Calendar of Bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber.

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 137:

A bill to be entitled an act to amend Section 1508 of the Revised Statutes of the State of Florida, relating to the removal of disabilities of married women.

Have examined the same and recommend that it do pass.

Very respectfully.

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 137, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber.

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 104:

A bill to be entitled an act to repeal Chapter 4030, approved June 8, 1891, same being "An act to provide for the payment of attorneys' fees in garnishment before justices of the peace and county judges."

Have examined the same and recommend that it do not pass.

Very respectfully,

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 104, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 144:

A bill to be entitled an act to provide for the appointment of assistant coroners in certain counties of this State; to define their duties and to fix their compensation.

Have examined the same and recommend that it do not pass.

Very respectfully,

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 144, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 24:

A bill to be entitled an act to provide liens for mechanics, artisans and laborers, and the manner in which such liens shall be acquired, and to provide a remedy for the enforcement of such liens.



Have examined the same and recommend that it do not pass.

Very respectfully,  
W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 24, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.  
Hon. Park M. Trammell,  
*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 145:

A bill to be entitled an act to require record of instruments relied on as color of title.

Beg leave to report that they have carefully considered the same and recommend the adoption of the following as Section 2:

"Section 2. This act shall not affect any rights heretofore vested, by virtue of color of title."

And recommend that it do pass as amended.

Very Respectfully,  
W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 145, contained in the above report, together with the amendments, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted, the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.  
Hon. Park M. Trammell,  
*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 146:

A bill to be entitled an act to define the effect of the record of deeds or mortgages, unacknowledged or defectively acknowledged.

Beg leave to report that they have carefully considered the same and recommend the adoption of the following as Section 3:

"Section 3. This act shall not apply to conveyances or mortgages by married women of their separate estate or relinquishment of dower."

And recommend that it do pass as amended.

Very respectfully,

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 146, contained in the above report, together with the amendments, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted, the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

House Bill No. 86:

A bill to be entitled an act relative to the posting of lands.

Have examined the same and recommend that it do pass.

Very respectfully,

W. HUNT HARRIS,  
Chairman of Committee.

And House Bill No. 86, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted, the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 163:

A bill to be entitled an act relating to the taking of depositions in disbarment proceedings.

Have examined the same and recommend that it do pass.

Very respectfully,

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 163, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted, the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 135:

A bill to be entitled an act to limit and define the term within which motions to quash indictments, pleas in abatement and other pleas of a dilatory character, shall be allowed to be filed in criminal cases.

Have examined the same and recommend that it do not pass.

Very respectfully,

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 135, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 132:

A bill to be entitled an act to validate acknowledgments of deeds of conveyance, and other instruments proper to be acknowledged, which have been taken before justices of the peace of other states who had no official seals.

Beg leave to report that they have carefully considered the same and return it herewith without recommendation.

Very respectfully,

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 132, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Harris, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 45:

A bill to be entitled an act to authorize the county of Monroe to issue bonds for the purpose of paying for sites, and erecting buildings for school purposes thereon.

Have examined the same and recommend that it do pass.

Very respectfully,

W. HUNT HARRIS,  
Chairman of Committee.

And Senate Bill No. 45, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Lee, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

SIR—Your Committee on Pensions, to whom was referred—

Senate Bill No. 161:

A bill to be entitled an act authorizing and directing the State Board of Pensions to record the name of Joseph Gilmer on the roll of pensioners of the State of Florida, and declare him entitled to the benefit arising out of Chapter 4894, Laws of Florida, approved May 3, A. D. 1901.

22 S. B.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,

G. M. LEE,

Chairman of Committee.

And Senate Bill No. 161, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Crews, Chairman of the Committee on Temperance, submitted the following report:

Senate Chamber.

Tallahassee, Fla., April 26, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Temperance, to whom was referred—

Senate Bill No. 81:

A bill to be entitled an act for the discovery of the illicit sale of whiskey, and to punish those who buy from such illicit vendors, unless they disclose to legal authorities who such illicit vendors are.

Have had same under consideration and report for it a committee substitute with title as follows:

A bill to be entitled an act to provide a method for the discovery of the illicit sale of intoxicating liquors, to punish false swearing therein and to arrest the vendor making such illicit sale.

Very respectfully,

J. B. CREWS,

Chairman of Committee.

And Senate Bill No. 81, contained in the above report, together with the substitute therefor, was placed on the Calendar of bills on second reading.

Mr. Clarke, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., April 26, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 83:

A bill to be entitled an act creating the office of Fish

and Game Warden and prescribing its duties.

Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,

Chairman of Committee.

And Senate Bill No. 83, contained in the above report, was placed on the Calendar of bills on third reading.

Mr. Clarke, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 101:

A bill to be entitled an act to amend Chapter 5251 of the Laws of Florida, entitled an act for the preservation of wild deer, birds and other game, and to prescribe the time in which they may be hunted, and to provide that all non-residents of the State shall take out a license before they shall hunt such wild deer, birds or other game, and prescribing a penalty for the violation thereof.

Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,

Chairman of Committee.

And Senate Bill No. 101, contained in the above report, was placed on the Calendar of bills on third reading.

Mr. Scott, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Committee on Enrolled Bills, to whom was referred—

An act to amend Section 13 of an act entitled "An act to provide for the assessment and collection of the taxes for the City of Orlando, and for the collection of the back taxes and tax sale certificates of said city," approved April 30, 1903.

Also,

An act to abolish the present municipal government of the town of Lake Butler, in the county of Bradford, and the State of Florida, and to establish, organize and constitute a municipality to be known and designated as the city of Lake Butler and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Also,

An act to provide for State aid to certain public schools in this State, to prescribe conditions and to make appropriations therefor.

Have examined the same and find it correctly enrolled.

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

The acts contained in the above report were ordered referred to the Joint Committee on Enrolled Bills.

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Joint Committee on Enrolled Bills, to whom was referred—

An act to declare legal the incorporation of the town of Lawtey, in the county of Bradford, and State of Florida, incorporated under the general law for incorporating cities and towns.

Also,

An act to amend Section 7, Article X, of Chapter 5353 of the Laws of Florida, as regards the power of the City Council of the City of Live Oak, Florida, to issue and collect licenses upon business, occupations, professions and privileges within the limits of said city.

Have examined the same and find it correctly enrolled.

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

The acts contained in the above report were ordered referred to the Joint Committee on Enrolled Bills, to be conveyed to the House of Representatives for the signature of the Speaker and Chief Clerk thereof.

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Joint Committee on Enrolled Bills, to whom was referred—

An act to amend Section 13 of an act entitled "An act to provide for the assessment and collection of the taxes for the City of Orlando, and for the collection of the back taxes and tax sale certificates of said city," approved April 30, 1903.

Also,

An act to abolish the present municipal government of the town of Lake Butler, in the county of Bradford and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the city of Lake Butler and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Also,

An act to provide for State aid to certain public schools in this State, to prescribe conditions and to make appropriations therefor.

Have examined the same and find them correctly enrolled.

Very respectfully,

T. M. SCOTT,

*Chairman of Committee.*

The acts contained in the above report were ordered referred to the Joint Committee on Enrolled Bills, to be conveyed to the House of Representatives for the signature of the Speaker and Chief Clerk thereof.

#### ON TABLE SUBJECT TO CALL.

Senate Bill No. 64:

A bill to be entitled an act to provide for service by publication upon unknown parties in interest in property involved in certain chancery suits, and for decrees and other proceedings after such service.

Was taken up and read the third time in full and put upon its passage.



Upon call of the roll on Senate Bill No. 64, the vote was:

Mr. President	Crane	Massey
Adams	Crews	Newlan
Alford	Davis	Raney
Bailey	Faulkner	Sams
Blount	Gillen	Scott
Brown	Harris	Wadsworth
Canova	Hudson	Wilson
Carter	Lee	Zim
Clark	McCreary	

Yeas—26.

Nays—None.

So the bill passed, title as stated.

Mr. Blount moved that the rules be waived and that Senate Bill No. 64 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 64 was so certified.

A message was received from the House of Representatives.

## BILLS ON SECOND READING.

Senate Bill No. 93:

A bill to be entitled an act to amend Section 2441 of the Revised Statutes of 1892, relative to petit larceny.

Was taken up and read a second time in full.

Mr. Massey moved that the rules be waived and Senate Bill No. 93 be placed on calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 93 was placed on calendar of bills on third reading.

House Memorial No. B:

A memorial to Congress of the United States asking for an investigation into the obstruction of navigable streams of Lake country, calling for a survey and an appropriation for improving and opening same to navigation.

Was taken up and read a second time in full.

And House Memorial No. B was placed on the calendar of bills on third reading.

Mr. Clark moved that Senate Bill No. 163 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 163:

A bill to be entitled an act relative to the taking of depositions in disbarment proceedings.

Was taken up.

Mr. Clarke moved that the rules be waived and Senate Bill No. 163 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 163 was read a second time by its title.

Mr. Clarke moved that the rules be further waived and that Senate Bill No. 163 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 163 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Mr. President	Crane	Neel
Adams	Crews	Newlan
Alford	Faulkner	Raney
Bailey	Gillen	Sams
Blount	Hudson	Scott
Brown	Lee	Wadsworth
Canova	McCreary	Wilson
Carter	Massey	Zim
Clark		

Yeas—25.

Nays—None.

So the bill passed, title as stated.

Mr. Clarke moved that the rules be waived and that Senate Bill No. 163 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 163 was so certified.

By permission—

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,  
*President of the Senate.*

SIR—Your Joint Committee on Enrolled Bills, to whom was referred—

An act to amend Section 13 of an act entitled "An act to provide for the assessment and collection of the taxes for the City of Orlando, and for the collection of the back taxes and tax sale certificates of said city," approved April 30, 1903.

Also,

An act to abolish the present municipal government of the town of Lake Butler, in the county of Bradford and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the city of Lake Butler and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Also,

An act to provide for State aid to certain public schools in this State, to prescribe conditions and to make appropriations therefor.

Be it reported that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

T. M. SCOTT,  
Chairman of Committee.

### ENROLLED.

The President announced that he was about to sign—

An act to amend Section 13 of an act entitled "An act to provide for the assessment and collection of the taxes for the City of Orlando, and for the collection of the back taxes and tax sale certificates of said city," approved April 30, 1903.

Also,

An act to abolish the present municipal government of the town of Lake Butler, in the county of Bradford and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the city of

Lake Butler and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Also,

An act to provide for State aid to certain public schools in this State, to prescribe conditions and to make appropriations therefor.

The acts were therefore duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

By permission—

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—Your Joint Committee on Enrolled Bills, to whom was referred—

An act to declare legal the incorporation of the town of Lawtey, in the county of Bradford, and State of Florida, incorporated under the general law for incorporating cities and towns.

Also,

An act to amend Section 7, Article X, of Chapter 5353 of the Laws of Florida, as regards the power of the City Council of the City of Live Oak, Florida, to issue and collect licenses upon business, occupations, professions and privileges within the limits of said city.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

### ENROLLED.

The President announced that he was about to sign—

An act to declare legal the incorporation of the town of Lawtey, in the county of Bradford, and State of Flor-

ida, incorporated under the general law for incorporating cities and towns.

Also,

An act to amend Section 7, Article X, of Chapter 5353 of the Laws of Florida, as regards the power of the City Council of the City of Live Oak, Florida, to issue and collect licenses upon business, occupations, professions and privileges within the limits of said city.

The acts were therefore duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

#### BILLS ON SECOND READING.

House Joint Resolution No. 138:

A joint resolution relative to Federal aid for public roads.

Was taken up and read a second time in full.

And House Joint Resolution No. 138 was placed on the Calendar of bills on third reading.

Senate Bill No. 51:

A bill to be entitled an act regulating the width of tires of certain kinds of vehicles used to haul wood or other heavy loads over paved, hard or other improved roads in counties now having or that may hereafter have paved, hard or improved roads, and prescribing the time and mode of procedure in which this act is to go into effect, and providing a penalty for its violation.

Was taken up.

Mr. Brown moved that Senate Bill No. 51 be recommitted to the Committee on Public Roads and Highways.

Which was agreed to.

And Senate Bill No. 51 was so referred.

Mr. Massey moved that Senate Bill No. 102 be taken up of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 102:

A bill to be entitled an act providing a local system for the establishment, construction and maintenance of the public roads and bridges of Osceola county, in the State of Florida, prescribing a method for the condemnation of

the right of way for same, and legalizing certain roads within said county.

Was taken up.

Mr. Massey moved that the rules be waived and Senate Bill No. 102 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 102 was read a second time by its title.

Mr. Masse offered the following amendment to Senate Bill No. 102:

Add to end of Section 5 the following clause: The board may, however, proceed under the general law now or hereafter to be in force for the exercise of the right of eminent domain, if it shall so desire."

Mr. Massey moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 102, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 40:

A bill to be entitled an act to regulate and control the practice of veterinary medicine and surgery, within the State of Florida.

Was taken up and read a second time, together with the amendments of the Committee on Public Health.

The following committee amendment was read:

Strike out, in the third line of Section 9, also the first word of line four of the same section, the words "Less than twentyfive dollars," and strike out also, in the fifth line of Section 9, the the words, "less than fifty dollars."

Mr. Harris moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

Also strike out, in the seventh line of Section 9, the words "Less than sixty days, nor."

Mr. Harris moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 40, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 76:

A bill to be entitled an act to amend Section 14, Chapter 5206, Laws of Florida, the same being an act to define the grades of instruction which shall be taught in the uniform system of public schools of Florida; to aid and encourage the establishment of public high schools and rural graded schools; to prescribe these conditions and to make appropriations therefor.

Was taken up and read a second time, together with the substitute therefor of the Committee on Education:

The committee substitute with the following title:

"A bill to be entitled an act to define the grades of instruction which shall be taught in the uniform system of public schools of Florida; to aid and encourage the establishment of public high schools and rural graded schools; to prescribe the conditions and to make appropriations therefor."

Was read the first time.

Mr. Gillen moved the adoption of the committee substitute.

Which was agreed to.

Mr. Gillen moved that the rules be waived and committee substitute for Senate Bill No. 76 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And committee substitute for Senate Bill No. 76 was read a second time by its title.

Mr. Gillen moved that the rules be waived and substitute for Senate Bill No. 76 be placed on calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And substitute for Senate Bill No. 76 was placed on calendar of bills on third reading.

Senate Bill No. 106:

A bill to be entitled an act regulating the abolition, extension or contraction of the limits of special tax school districts.

Was taken up and read a second time in full.

Mr. McCreary moved that the rules be waived and Senate Bill No. 106 be placed on calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 106 was placed on calendar of bills on third reading.

Senate Bill No. 99:

A bill to be entitled an act to require all meetings of city or town councils, or boards of aldermen, of the cities and towns of the State of Florida, to be held openly, and to provide that all records and books of any such city or town shall at all times be open to the inspection of the citizens thereof, and providing penalties for violation of this act.

Was taken up and read a second time in full.

Mr. Gillen moved that the rules be waived and Senate Bill No. 99 be placed on calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 99 was placed on calendar of bills on third reading.

Senate Bill No. 37:

A bill to be entitled an act to prohibit the shooting of live pigeons, fowl or other birds for amusement or as a test of skill in marksmanship.

Was taken up and read a second time in full.

And Senate Bill No. 37 was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 42:

A bill to be entitled an act to prohibit the issuing by any one of checks or orders upon banks or other persons, when the makers of such orders or checks have not sufficient funds on deposit with the drawee to pay such orders; to prescribe a rule of evidence therein, and to provide punishment therefor.

Was taken up and read a second time, together with the amendments of the Committee on Judiciary.

The following committee amendment was read:

Strike out Sections 1 and 2, and insert the following:

Section 1. Whoever gives, makes or issues to another any draft, order or check either in his own behalf, or as agent for any person or persons, firm or corporation, upon any bank, banking house, person, firm or corporation in payment for any goods or chattels, lands or tenements or other thing of value, the title or possession of which shall have been transferred upon the faith of the payment of such draft, order, or check and shall not at



the time of giving, making, or issuing such draft, order, or check have sufficient money on deposit with such bank, or banking house, person, firm or corporation to pay said draft, order or check, or have reason to believe from an existing contract or from previous dealings with the bank, banking house, person, firm or corporation drawn upon, that such draft, order, or check will be paid, and who upon the non-payment of such draft, order or check by the bank, banking house, person, firm or corporation drawn upon, shall not within twenty-four hours after notice of the presentation to and non-payment by such bank, banking house, person, firm or corporation of such draft, order or check, make full and complete restitution by returning the consideration received for such draft, order, or check to the person or persons in whose favor such draft, order, or check was given, issued or delivered, or by paying the amount of the same, shall be deemed guilty of felony, and upon conviction shall be punished by imprisonment in the State prison for a period not greater than ten years, or by fine not exceeding three thousand dollars, or by both such fine and imprisonment.

Mr. Harris moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 42, as amended, was ordered referred to the Committee on Engrossed Bills.

By permission—

Mr. Zim introduced the following:

Senate Concurrent Resolution No. 14:

Relative to an additional member of the committee to visit and report on the East Coast Line and Transportation Company.

Which was read the first time.

Mr. Zim moved that the rules be waived and the resolution be read a second time.

Which was agreed to by a two-thirds vote.

And the resolution was read a second time.

Mr. Zim moved the adoption of the resolution.

Which was agreed to.

Mr. Zim moved that the rules be waived and that Senate Concurrent Resolution No. 14 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 14 was so certified.

By permission—

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Joint Committee on Enrolled Bills to whom was referred—

An Act to amend Section 13 of an act entitled "An Act to provide for the assessment and collection of the taxes for the city of Orlando, and for the collection of the back taxes and tax sale certificates of said city," approved April 30, 1903.

Also,

An act to abolish the present municipal government of the town of Lake Butler, in the county of Bradford, and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the city of Lake Butler, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Also,

An act to provide for State aid to certain public schools in this State, to prescribe conditions and to make appropriations therefor.

Beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

By permission—

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate.*

SIR—Your Joint Committee on Enrolled Bills to whom was referred—

An act to declare legal the incorporation of the town of Lawtey, in the county of Bradford, and State of Flor-

ida, incorporated under the general law for incorporating cities and towns.

Also,

An act to amend Section 7, Article X, of Chapter 5353 of the Laws of Florida, as regards the power of the City Council of the City of Live Oak, Florida, to issue and collect licenses upon business, occupations, professions and privileges within the limits of said city.

Beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

T. M. SCOTT,  
Chairman of Committee.

Mr. Blount requested permission to present a memorial, and asked that it be read.

Which was granted.

The memorial was read.

Mr. Blount moved that the memorial be referred to the Judiciary Committee.

Which was agreed to.

Senate Bill No. 53.

A bill to be entitled an act to amend Section 3, of Chapter 4196, Laws of Florida.

Was taken up and read a second time, together with the amendments of the Committee on Education.

The following committee amendment was read:

Strike out in Section 1 the words "three school years" and insert in lieu thereof the words "the next school year."

Mr. Canova moved the adoption of the committee amendment.

Which was agreed to.

Mr. Canova offered the following amendment to Senate Bill No. 53:

Add to the title the following after the word "Florida": "Relative to defining a school year, and providing for the opening and closing of school terms."

Mr. Canova moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 53, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 88:

A bill to be entitled an act to authorize State Normal Schools to issue State normal certificates and to prescribe

the conditions for the issuance thereof and for the acceptance thereof as teachers' certificates.

Was taken up and read a second time, together with the amendments of the Committee on Education.

The following committee amendment was read:

"Strike out Sections 6, 7 and 8, and make Section 9 Section 6."

Mr. Gillen moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 88, as amended, was ordered referred to the Committee on Engrossed Bills.

#### SPECIAL ORDER.

Senate Bill No. 65:

A bill to be entitled an act to provide for the inspection and analysis of, and to regulate the sale of commercial feeding stuffs in this State; to prohibit the sale of fraudulent or adulterated commercial feeding stuffs; to define the term commercial feeding stuffs; to provide for guarantees of the ingredients of commercial feeding stuffs; for the affixing of labels and stamps to the packages thereof, as evidence of the guarantee and inspection thereof; to provide for the collection of an inspection fee from the manufacturers of commercial feeding stuffs; to fix penalties for the violation of the provisions of this act; to authorize the appointment of an additional Assistant State Chemist, two inspectors of commercial feeding stuffs, to appropriate the necessary funds to enforce the provisions of this act, and to repeal all laws or parts of laws in conflict with this act.

Was taken up.

The hour of 11 o'clock a. m. having arrived, the time set for its consideration.

Mr. Adams moved that Senate Bill No. 65 be deferred until Tuesday, May 2nd, at 11:30 a. m.

Which was agreed to

The Senate resumed consideration of—

#### BILLS ON SECOND READING.

Senate Bill No. 16:

A bill to be entitled an act to make more perfect records of titles to real property in this State.

23 S B

Was taken up and read a second time in full.

Mr. Blount offered the following amendment to Senate Bill No. 16:

Amend by adding as Section 4 the following:

"Section 4. This act shall not affect deeds or mortgages executed before the taking effect hereof."

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 16, as amended, was ordered referred to the Committee on Engrossed Bills.

House Bill No. 90:

A bill to be entitled an act extending and enlarging the powers of the city of Daytona, a municipal corporation organized and existing in Volusia county, Florida, and providing for the exercise of those powers.

Was taken up.

Mr. Sams moved that the rules be waived and House Bill No. 90 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 90 was read a second time by its title.

Mr. Sams moved that the rules be further waived and that House Bill No. 90 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 90 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Mr. President	Crews	McCreary
Adams	Davis	Newlan
Blount	Faulkner	Sams
Brown	Harris	Wadsworth
Canova	Hudson	Wilson
Carter	Lee	Zim
Crane		

Yeas—19.

Nays—None.

So the bill passed, title as stated.

The President appointed the following committee under Senate Resolution No. 38, adopted yesterday:

Messrs. Bailey, Wilson, Davis, Faulkner, and Clarke.

**House Memorial No. E:**

A memorial to Congress asking for an appropriation for the Caloosahatchie river.

Was taken up and read a second time in full.

And House Memorial No. E was placed on the Calendar of bills on third reading.

Mr. Newlan asked to be excused indefinitely, on account of sickness in his family.

The request was granted.

Senate Bill No. 129:

A bill to be entitled an act declaring the town of Williston, in Levy County, Florida, to be a legally incorporated town, the officers thereof to be legally elected and qualified, and to declare the ordinances of said town valid and of full force and effect.

Was taken up.

Mr. Carter moved that the rules be waived and Senate Bill No. 129 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 129 was read a second time by its title.

Mr. Carter moved that the rules be further waived and that Senate Bill No. 129 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 129 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Mr. President	Davis	Neel
Adams	Faulkner	Newlan
Alford	Hudson	Sams
Blount	Lee	Wadsworth
Brown	McCreary	Wilson
Canova	Massey	Zim
Carter		

Yeas—19.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 130:

A bill to be entitled an act to amend Section four (4) of Chapter 4657, Laws of Florida, being an act to incorporate the town of Williston, in the County of Levy, approved June 2nd, 1897.

Was taken up.

Mr. Carter moved that the rules be waived and Senate Bill No. 130 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 130 was read a second time by its title.

Mr. Carter moved that the rules be further waived and that Senate Bill No. 130 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 130 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Mr. President	Crews	McCreary
Adams	Davis	Massey
Alford	Faulkner	Neel
Blount	Gillen	Sams
Brown	Harris	Scott
Canova	Hudson	Wadsworth
Carter	Lee	Zim

Yeas—21.

Nays—None.

So the bill passed, title as stated.

House Bill No. 100:

A bill to be entitled an act to make an appropriation for the estimated deficiency in the pension tax fund for the years 1904 and 1905.

Was taken up and read a second time in full.

Mr. Crane moved to make House Bill No. 100 a special order for next Wednesday at 4:30 o'clock.

Which was agreed to.

Mr. Gillen offered the following amendment to House Bill No. 100:

Add to Section 1, the following:

Provided, That no county shall be deprived of its proportion of money derived from said fund if the county commissioners of such county shall make certificate to the Comptroller by the 10th day of June next stating that such county's proportion of money derived from the hire of State convicts under the now existing law is necessary to defray the expense of the criminal prosecutions of such county; Provided further, that the paying of pensions

from said fund shall only be considered a loan from the convict fund to general revenue fund of the State and the proper State officials shall and they are hereby directed to levy a sufficient tax for the ensuing year to reimburse the several counties of the State that have been deprived of this fund by reason of this act and shall when collected be apportioned as the fund derived from the hire of State convicts is now apportioned under existing law.

Mr. Gillen moved the adoption of the amendment.

Which was not agreed to.

Mr. Gillen offered the following amendment to House Bill No. 100:

Amend by striking out all after the word paid in Section 1, in 3d line of said section, down to and including the word convicts and insert in lieu thereof the following: "Out of the general revenue of the State before any other appropriations made by this legislature shall be paid."

Mr. Gillen moved the adoption of the amendment.

The yeas and nays were demanded on the amendment of Mr. Gillen to House Bill No. 100.

Upon call of the roll on the passage of the amendment, the vote was:

Mr. President	Harris	Paney
Blount	Hudson	Sams
Gillen	McCreary	Wilson
Yeas—9.		
Adams	Crane	Massey
Alford	Crews	Neel
Bailey	Davis	Scott
Brown	Faulkner	Wadsworth
Canoya	Lee	Zim
Carter		

Nays—16.

So the amendment was not agreed to.

Mr. Adams moved that the rules be further waived and that House Bill No. 100 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 100 was read a third time in full.



Upon call of the roll on the passage of the bill the vote was :

Mr. President	Crane	Massey
Adams	Crews	Neel
Alford	Davis	Scott
Bailey	Faulkner	Wadsworth
Brown	Gillen	Wilson
Canova	Lee	Zim
Carter	McCreary	
Yeas—20.		
Blount	Hudson	Sams
Harris	Raney	

Nays—5.

So the bill passed, title as stated.

Mr. Faulkner moved that Senate Bill No. 80 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 80:

A bill to be entitled an act for the protection of those who have stock killed or injured by another, with or without malice toward the owner, or not having a lawful fence.

Was taken up.

Mr. Faulkner moved that Senate Bill No. 80 be recommitted to Committee on Agriculture.

Which was agreed to.

And Senate Bill No. 80 was recommitted.

Mr. Crane asked to be excused for the week.

The request was granted.

Mr. Davis asked that the Sergeant-at-Arms be excused until Monday at noon.

The request was granted.

Mr. Alford moved that the Senate adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned until 4 o'clock p. m.

## AFTERNOON SESSION, 4 O'CLOCK.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Alford, Blount, Brown, Canova, Carter, Clarke, Crews, Faulkner, Gillen, Hudson, Jackson, Lee, McCreary, Massey, Neel, Raney, Scott, Wadsworth, Wilson, Zim.—21.

A quorum present.

By permission—

Mr. Massey introduced:

Senate Bill No. 171:

A bill to be entitled an act to amend Sections 2125 of the Revised Statutes of 1892, as amended by Chapter 4169 of the Laws of Florida, approved May 2, 1893, relative to the issue and delivery of letters patent incorporating corporations for profit.

Which was read the first time by its title and referred to the Committee on Judiciary.

By permission—

Mr. Massey introduced:

Senate Bill No. 172:

A bill to be entitled an act providing for the establishment and maintenance of teachers' county institutes.

Which was read the first time by its title and referred to the Committee on Education.

Mr. Gillen moved that the rules be waived, and that messages from the House of Representatives be taken up.

Which was agreed to by a two-thirds vote.

And Senate proceeded to consider—

## MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—I am directed by the House of Representatives to

inform the Senate that the House of Representatives has passed—

House Bill No. 133:

A bill to be entitled an act to declare legal the incorporation of the town of Reddick, in the County of Marion, State of Florida, incorporated under the general laws for incorporating cities and towns and legalizing same.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 133, contained in the above message was read the first time by its title and referred to the Committee on City and County Organizations.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 121:

A bill to be entitled an act to amend Section 3066 of the Revised Statutes of the State of Florida, relating to contractors, giving bond and to validate certain bonds heretofore taken and approved by the Board of Commissioners of State Institutions in connection with leasing State prisoners.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 121, contained in the above message was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 27, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 30:

A bill to be entitled an act to amend Section nineteen of Chapter 4493, Acts of 1895, entitled an act supplementary to an act to establish the municipality of Key West, provide for its government, and prescribe its jurisdiction and powers, approved May 16, 1889, and to extend the powers of said municipality.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 30, contained in the above message, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 26, 1905.

Hon. Park M. Trammell,

*President of the Senate:*

SIR—I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has appointed the following committees:

Committee on the part of the House to visit the Colored Normal and Industrial School at Tallahassee, Messrs. Owen and Carleton.

Committee on the part of the House to visit the Confederate Soldiers and Sailors Home at Jacksonville, Messrs. Floyd and Wall.

Committee on the part of the House to examine and review the compilation of the Laws of Florida, as reported by the committee appointed by the Governor, Messrs. Knowles, Owen, Stephens, Wells and Campbell.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

## Senate Bill No. 140:

A bill to be entitled an act to amend Section three of Chapter 5199, Laws of Florida, being an act "providing for the publication of the acts of the Legislature of a general and permanent nature in newspapers, prescribing the duties of the Secretary of State and the boards of county commissioners, and providing compensation for publishers," approved June 4, 1903.

Was taken up and read a second time in full.

Mr. McCreary moved that the rules be waived and Senate Bill No. 140 be placed on calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 140 was placed on calendar of bills on third reading.

## Senate Bill No. 122:

A bill to be entitled an act to amend Section 1, of Chapter 4147 of the Laws of Florida, entitled an act to regulate the carrying of firearms, as amended by Chapter 4928 of the Laws of the State of Florida, approved May 9th, 1901.

Was taken up.

Mr. Canova moved that Senate Bill No. 122 be indefinitely postponed.

Which was agreed to.

## Senate Bill No. 85:

A bill to be entitled an act to provide for the acquisition of property by and suits by and against, persons associated together under a common name.

Was taken up and read a second time together with the amendments of the Committee on Judiciary.

The following committee amendment was read:

In Section 1, line 13, strike out all after the word "process" and insert the following as Section 2.

"Section 2. Nothing in this act contained shall affect any right of action now existing under the law against any such partners or association upon the liability of the partnership or association."

Mr. Blount moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 85, as amended, was referred to the Committee on Engrossed Bills.

House Bill No. 30:

A bill to be entitled an act regulating the running of automobiles or motor vehicles on the public roads or highways in the State of Florida.

Was taken up, together with the amendments of the Committee on Judiciary.

The following committee amendment was read:

In Section 20 strike out all after the figures "20" and insert the following:

"Owners of automobiles who have paid a license in any other State, shall upon exhibition of such license, be exempt from paying a license in this State, for thirty days after said automobiles have been brought into this State."

Mr. Brown moved the adoption of the committee amendment.

Which was agreed to.

Mr. Harris offered the following amendment to House Bill No. 30:

After the word "intersection," in line 3, Section 7, strike out the word "of" and insert in lieu thereof the word "or."

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

And House Bill No. 30, as amended, was placed on the Calendar of bills on third reading.

Mr. Harris moved that the rules be further waived, and that House Bill No. 30, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 30, as amended, was read a third time in full.

Upon call of the roll on the passage of the bill as amended, the vote was:

Mr. President	Crews	Massey
Adams	Faulkner	Raney
Alford	Gillen	Neel
Blount	Harris	Sams
Brown	Hudson	Scott
Canova	Jackson	Wadsworth
Carter	Lee	Wilson
Clark	McCreary	Zim
Yeas—23.		
Nays—None		

So House Bill No. 30, as amended, was passed, title as stated.

Mr. Crews moved that the rules be waived and that the Senate proceed to the consideration of bills on third reading.

Which was agreed to by a two-thirds vote.

And the Senate proceeded to consider—

### BILLS ON THIRD READING.

Mr. McCreary moved that Senate Bill No. 108 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

Senate Bill No. 108:

A bill to be entitled an act extending and enlarging the territorial limits and powers of the city of Gainesville, a municipal corporation organized and existing in Alachua county, Florida, and providing for the exercise of those powers.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 41, the vote was:

Mr. President	Clark	McCreary
Adams	Crews	Massey
Alford	Faulkner	Neel
Bailey	Gillen	Raney
Blount	Harris	Sams
Brown	Hudson	Scott
Canova	Jackson	Wadsworth
Carter	Lee	Zim

Yeas—24.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 41:

A bill to be entitled an act to amend Section 1, Chapter 5204, Laws of Florida, the same being an act to provide for the certification of teachers, and to prescribe requirements for the various grades of certificates.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 41 the vote was:

Mr. President	Crews	Massey
Adams	Faulkner	Neel
Alford	Gillen	Raney
Blount	Harris	Sams
Brown	Hudson	Scott
Canova	Jackson	Wadsworth
Carter	Lee	Wilson
Clark	McCreary	

Yeas—23.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 47:

A bill to be entitled an act to limit the amount of bonds that may be issued by any city or town for municipal purposes.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 47 the vote was:

Mr. President	Clark	McCreary
Adams	Crews	Massey
Alford	Faulkner	Neel
Bailey	Gillen	Raney
Blount	Harris	Sams
Brown	Hudson	Scott
Canova	Jackson	Wadsworth
Carter	Lee	Wilson

Yeas—24.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 55:

A bill to be entitled an act prohibiting the exaction or the acceptance of a reward, compensation or remuneration by public officers or appointees for the performance, non-performance or violation of any act, rule or regulation that may be incumbent upon them to administer, perform, execute or to have executed.

Was taken up and read the third time in full and put upon its passage.



Upon call of the roll on Senate Bill No. 55 the vote was:

Mr. President	Crews	McCreary
Adams	Davis	Massey
Alford	Faulkner	Neel
Bailey	Gillen	Raney
Blount	Harris	Sams
Brown	Hudson	Scott
Canova	Jackson	Wadsworth
Carter	Lee	Zim
Clark		

Yeas—25.

Wilson

Nays—1.

So the bill passed, title as stated.

Senate Bill No. 98:

A bill to be entitled an act authorizing city or town clerks to appoint deputies.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 98 the vote was:

Mr. President	Crews	Massey
Adams	Davis	Neel
Alford	Faulkner	Raney
Bailey	Gillen	Sams
Blount	Harris	Scott
Brown	Hudson	Wadsworth
Canova	Jackson	Wilson
Carter	Lee	Zim
Clark	McCreary	

Yeas—26.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 92:

A bill to be entitled an act to punish the sale, gift, barter or exchange of intoxicating drinks to Indians in this State, and providing penalties therefor.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 92 the vote was:

Mr. President	Davis	Massey
Alford	Faulkner	Neel
Bailey	Gillen	Raney
Brown	Harris	Sams
Canova	Hudson	Scott
Carter	Jackson	Wadsworth
Clark	Lee	Zim
Crews	McCreary	
Yeas—23.		
Blount	Wilson	

Nays—2.

So the bill passed, title as stated.

Senate Bill No. 71:

A bill to be entitled an act for the preservation of wild otter and beavers in the State of Florida.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 71 the vote was:

Yeas—Mr. President, Messrs. Adams, Alford, Bailey, Blount, Brown, Canova, Carter, Clarke, Crews, Davis, Faulkner, Gillen, Harris, Hudson, Jackson, Lee, McCreary, Massey, Neel, Raney, Sams, Scott, Wadsworth, Zim—25.

Nays—Wilson.—1.

So the bill passed, title as stated.

Senate Bill No. 107:

A bill to be entitled an act regulating the attendance of schools within special tax districts, by pupils residing outside of such special tax districts, providing for the payment of a fee therefor, and requiring the county treasurer to make reports to the board of public instruction of the county of all amounts coming into his hands for special tax school districts.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 107 the vote was:

Yeas—Messrs. Adams, Alford, Blount, Brown, Canova, Carter, Davis, Faulkner, Gillen, Harris, Hudson, Jack-

son, Lee, McCreary, Massey, Neel, Sams, Scott, Wadsworth, Wilson, Zim—21.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 32:

A bill to be entitled an act prescribing that where there is a total loss of personal property insured and the company fails to pay the full amount covered by policy, there shall be returned to the insured the unearned premium for the excess over the amount paid in settlement.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 32 the vote was:

Yeas—Mr. President, Messrs. Adams, Alford, Blount, Brown, Canova, Carter, Crews, Davis, Faulkner, Harris, Hudson, Jackson, Lee, McCreary, Massey, Neel, Sams, Scott, Wadsworth, Wilson, Zim—22.

Nays—None.

So the bill passed, title as stated.

By permission—

Mr. Wilson introduced:

Senate Bill No. 173:

A bill to be entitled an act defining the duties of the several State's Attorneys of this State and fixing their salaries.

Which was read the first time by its title and referred to the Committee on Judiciary.

#### BILLS ON SECOND READING.

Senate Bill No. 124:

A bill to be entitled an act to prescribe the per diem of sheriffs for attendance on courts.

Was taken up and read the second time, together with the amendments of the Committee on Judiciary.

The following committee amendment was read:

In Section 1, line 3, after the word "on," strike out the word "any" and insert the following:

Circuit Courts, County Criminal Courts of Record and County Courts.

Mr. Harris moved the adoption of the committee amendment.

Which was agreed to.

Mr. McCreary moved to indefinitely postpone Senate Bill No. 124.

Which was agreed to.

Mr. Trammell (Mr. Adams in the chair) requested that the Reading Secretary be excused from attendance until Monday.

Which request was granted.

Mr. Harris moved that the Senate adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock a. m. Friday, April 28, 1905.

#### FRIDAY, APRIL 28, 1905.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Alford, Bailey, Blount, Brown, Canova, Carter, Clarke, Crews, Davis, Faulkner, Gillen, Hudson, Jackson, Lee, McCreary, Massey, Neel, Sams, Scott, Wadsworth, West, Wilson, Zim.—25.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

A message was received from the House of Representatives.

#### INTRODUCTION OF RESOLUTIONS.

Mr. Jackson introduced the following:

Senate Resolution No. 40:

Be it resolved by the Senate of the State of Florida, That the Governor, the Board of Trustees of the Internal Improvement Fund, and the Railroad Commission are each hereby requested to immediately transmit to this body a detailed itemized statement showing what moneys have been paid out by each during the past four years on account of the employment of special counsel, giving the services for which such counsel was employed, the time when such services were rendered, and the amount paid for each particular service, together with

24 S. B.